

REMARKS

Applicant respectfully requests reconsideration of the above-captioned application as amended.

By this amendment, claims 21-62 are newly presented for examination, with prior claims 1-20 having been cancelled without prejudice. These claims are fully supported by the specification. No new matter has been added. Claims 21, 27, 34, 36 to 42, 47 and 53-62 are the independent claims.

Prior claims 1-6 (with claims 7-20 withdrawn from consideration) had been rejected in the Office Action dated June 21, 2004 as being anticipated by U.S. Patent 6,021,433 to Payne et al. A Notice of Appeal was filed on September 21, 2004 and a Petition for an extension of time is filed herewith. Applicant has now cancelled claims 1-20 without prejudice and submits that claims 21-62 are patentably distinct from the prior art of record, including Payne et al.

In general, the new claims are directed to aspects of the present invention whereby a user at a client device (such as a computer terminal) can easily and surely obtain selected ones of the content streams transmitted by a remote server system without requiring an outgoing signal for such use. To assist the Examiner in examining the new claims may be generally grouped as follows:

- 1) Claims 21-35, 55 and 56
- 2) Claims 36-38, 57 and 58
- 3) Claims 39-41, 59 and 60
- 4) Claims 42-53, 61 and 62

Payne et al. is directed to a system and method for the transmission of data. As shown in Fig. 1 and explained in column 5, lines 19-61 and column 30, line 54-column 31, line 15, Payne

et al.'s system includes Internet service providers 12 that wirelessly broadcast "notification centric information," e.g., headlines or abstracts or other short pieces of information, to a user at terminal 14. Accompanying each notification centric information is other information, e.g. an URL, that directs the user to the particular location on the Internet service provider where the user can receive more detailed information on the subject. If the user wants this more detailed information, he can simply click on the URL and be connected by link 22 to this Internet location.

It is respectfully submitted that the new claims are neither taught nor suggested by Payne et al. or any of the other prior art of record, taken either alone or in combination.

The Examiner is therefore respectfully requested to allow claims 21-54 and pass this application to issue.

An early and favorable action on the merits is respectfully requested.

If any fee is due for this filing, please charge the LARGE ENTITY fee therefor to Deposit Account No. 16-2500 of the undersigned.

Applicant's undersigned attorney may be reached by telephone at (212) 969-3314 or by facsimile at (212) 969-2900. Please direct all correspondence to Customer No. 21890 at the address provided below.

Respectfully submitted
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